



IN THE  
TENTH COURT OF APPEALS

—  
No. 10-09-00095-CV

IN RE LAURA DOBBINS

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Original Proceeding

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MEMORANDUM OPINION

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After a jury verdict, which did not terminate the parent-child relationship between Laura Dobbins and her child, Dobbins brought a petition for writ of mandamus to compel the trial court to enter a final order returning her child into her care, control, and possession. Since the date of the filing of the petition for writ of mandamus, the child has been returned to Dobbins by the trial court. We requested a response from the parties regarding the effect of the trial court's ruling on this proceeding. The Texas Department of Family and Protective Services has filed a motion to dismiss the petition for writ of mandamus asserting that it is now moot since the trial court has granted all of the relief requested by the Relator. The Relator has filed no response. When this Court cannot take any action that can effect the requested relief, and thus the order will have no practical result, we must dismiss the petition for writ of mandamus as moot. *Dow Chemical Co. v. Garcia*, 909 S.W.2d 503, 505 (Tex. 1995); *In re Union Pac. R.R.*, 2004 Tex. App. LEXIS 940 (Tex. App.—Waco 2004, orig. proceeding).

Accordingly, the motion to dismiss is granted, and therefore the petition for writ of mandamus is dismissed as moot.

TOM GRAY  
Chief Justice

Before Chief Justice Gray,  
Justice Reyna, and  
Justice Davis  
Petition Dismissed  
Opinion delivered and filed on July 22, 2009  
CV06